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WATER RIGHTS

PROVO RIVER DISTRIBUTION SYSTEM

MINUTES OF SPECIAL MEETING HELD

January 10, 1975

Pursuant to the Notice from the office of the State Engineer, and to call by the Chairman, the Board of Directors of the Provo River Distribution System convened at 10:00 a.m. in Room 200 of the Utah County Courthouse.

Chairman Edwin Ure presided.

On roll call, the following were present:

|                               |         |                                 |
|-------------------------------|---------|---------------------------------|
| J. Edwin Ure, Chairman        | Group 1 | Kamas Valley Canals             |
| Sherman A. Giles              | " 2     | Upper Provo, East Heber Valley  |
| Irwin O. Bowden               | " 3     | Upper Provo, West Heber Valley  |
| Dean Wheaden                  | " 4     | Provo City Canals               |
| Stanley H. Roberts            | " 5     | East Provo Canals               |
| Niels Andersen, Vice Chairman | 6       | Provo Bench Canals              |
| John W. Gillman               | " 7     | Provo Reservoir Water Users Co. |
| Jack M. Gardner, Secy-Treas   | " 8     | Provo River Water Users Assn.   |
| Ernest Knight                 | " 9     | Upper Provo Individual Rights   |

Present from State Engineer's Office were:

|                   |                             |
|-------------------|-----------------------------|
| John Bene         | Deputy State Engineer       |
| Edward D. Feldt   | Assistant District Engineer |
| Donald C. Norseth | Distribution Engineer       |

Also present were:

|                      |                                      |
|----------------------|--------------------------------------|
| Stanley Roberts, Jr. | Provo River Commissioner             |
| John L. Trayner      | Utah Power & Light Company           |
| Cyril M. Hicken      | Wasatch Irrigation Company           |
| Larry J. Davis       | Provo City Corporation               |
| Terry Hubert         | Provo City Corporation               |
| Michael Georgeson    | Central Utah Water Conservancy Dist. |
| Hugh A. McKellar     | Provo River Water Users Association  |

Mr. Norseth opened the meeting and turned the meeting over to Chairman Ure.

CORRECTION, ADOPTION OF MINUTES OF SPECIAL MEETING, JANUARY 10, 1974:

At the request of the Chairman, Secretary Gardner read the minutes of the special meeting of the Board of Directors with the State Engineer held on January 10, 1974. There being no corrections, Director Giles moved that the minutes be adopted; seconded by Director Roberts and adopted unanimously.

## FINANCIAL REPORT OF 1974 AND DELIQUENT ACCOUNTS:

A copy of the 1974 budget expenditures may be found on page 3.

The deliquent accounts were discussed and it was noted that Account No. 48, 170 and 171 accounted for 80% of the deliquent accounts. It was recommended that no water be delivered to these deliquent accounts until paid. Whereupon motion was duly made by Director Gillman and seconded by Director Giles and carried the Financial Statement was accepted as presented.

## COMMISSIONER AND DEPUTY COMMISSIONER'S REPORT

Commissioner Roberts reported that the 1974 water year on the lower Provo was below average due to no summer rains. That no secondary water was available after July 1st, and on August 28 the river was down to 80%.

Deer Creek Reservoir filled May 12 and remained full to July 1.

That in the North Fork, Redford had purchased the Stewart Canyon right under an exchange and that measuring devices would be installed by the beginning of the irrigation season.

Also that Provo City had done some repair to Lost Lake reservoir dam.

Commissioner Giles reported that on the Upper Provo River it was the driest water year since 1934. That the river was cut to 74% July 10, to 62% August 1 and 66% September 1.

That 10,151 acre feet Head of the River Storage was all used thru exchange except 1294 acre feet.

Commissioner Giles expressed his appreciation to the Board, State Engineer and the Provo River Water Users Association for their fine cooperation in handling the problems encountered in distributing the water on the Upper Provo.

## NOTIFICATION OF OFFICERS ELECTED &amp; NEW DIRECTOR:

Chairman Ure advised Mr. Norseth that at the Annual Meeting of the Board of Directors that Dean Wheadon was made a member of the Board representing Provo City canals replacing Bert Fisher and that by vote the officers elected were Edwin Ure, Chairman; Niels Andersen, Vice Chairman; and Jack M. Gardner, Secretary-Treasurer for the following year.

**BUDGET AND ASSESSMENT, 1975:**

Chairman Ure advised that at the annual meeting of the Board that a budget and assessment had been approved and adopted and asked Secretary Gardner to present the budget and assessment. The budget was presented and it was noted that the 1975 budget was set at \$22,000.00. That the Commissioner's Salary was raised from \$7,035.00 to \$7,800.00. The Deputy Commissioner's Salary was raised from \$6,300.00 to \$6,900.00 per year. The 1975 assessment was set at \$19,000.00 per year, the overdraft of about \$3,000.00 depending on actual expenditures to be drawn from the reserve fund, as of December 31, 1975 of \$6,797.23.

Mr. Norseth advised that on part-time employees other than the Commissioner or Deputy Commissioner that 2% unemployment is required to be paid by the River System. The state pays it on employers such as the full time commissioner.

A copy of the 1975 budget may be found on page 6.

**STATE ENGINEER ADVISED OF RECOMMENDATIONS OF COMMISSIONER AND DEPUTY COMMISSIONER:**

Chairman Ure advised Mr. Norseth that at the annual meeting held on the 9th of January that Stanley Roberts, Jr. had been chosen as the recommended Provo River Water Commissioner and that Sherman Giles be the Deputy Commissioner for the ensuing year. Mr. Norseth advised that he accepted the recommendations on behalf of the State Engineer's Office.

**BI-MONTHLY COMMISSIONER'S DISTRIBUTION REPORTS AND DEER CREEK STORAGE RELEASE:**

Mr. McKellar of the Provo River Water Users Association advised Mr. Norseth that after March 1974 none of the 1974 bi-monthly reports had been submitted by the Commissioner. That he would need these by January 31, 1975. That in those reports and future reports a record of winter water deliveries to Provo City from Rock Creek is also needed. That these reports are needed within one week after the end of the period.

Director Gardner further advised that the Provo River Water Users Association wants it clearly understood that no Deer Creek Storage water shall be released from Deer Creek Reservoir for delivery to Class A users unless there have been arrangements made in writing for purchase of the water prior to time of use. That in the last water year some 3,000 acre feet was released to Class A users.

Mr. Norseth advised the Commissioner that no Deer Creek water was to go to Class A rights excepting the daily fluctuation while the natural flow is being computed which is to be brought into balance as soon as it is recognized. Also that the past bi-monthly reports are to be supplied the Provo River Water Users Association and others that need them.



**PROVO RIVER CHANNEL LOSS:**

Director Gardner restated the position of the Provo River Water Users Association as had been taken at the Annual meeting the day before and further requested the State Engineer to restrict the Commissioner's activities to the distribution of water on the Provo; and if a channel loss study is made, that it is to be made by a disinterested third party.

Mr. Norseth advised that he felt the River Commissioner could look into such matters, but that the scope of the project to determine the loss on the Provo was beyond that of the Provo River Commissioner.

**ADJOURNMENT:**

There being no further business and upon motion duly made, seconded and carried, the meeting adjourned at 12:30 noon.

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Jack M. Gardner, Secretary